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**OFFICE OF PETITIONS**

In re Application of	:	
Gettemy, et al.	:	
Application No. 09/991,344	:	ON PETITION
Filed: November 20, 2001	:	
Attorney Docket No. PALM-3676	:	

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed December 26, 2007.

The petition is **GRANTED**.

This application was held abandoned for failure to timely reply to the Notice of Allowance mailed August 13, 2007. This Notice set a statutory period for reply of three (3) months. No issue fee having been received, the application became abandoned on November 14, 2007. The Office mailed a Notice of Abandonment on November 29, 2007.

Petitioner contends that he did timely file a proper response, namely an RCE, on October 24, 2007. In support, petitioner has included a copy of a properly itemized postcard receipt, showing that an "RCE Transmittal" was filed on October 24, 2007. In addition, a review of Office records indicates that the Office received the filing fee for the RCE on October 24, 2007.

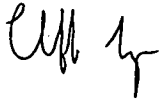
A postcard receipt which itemizes and properly identifies the items which are being filed serves as *prima facie* evidence of receipt in the Office of all items listed thereon on the date stamped thereon by the Office. See MPEP 503.

In view thereof, **THE HOLDING OF ABANDONMENT IS WITHDRAWN.**

Given the basis for granting this petition, no petition fee was required. The \$130 fee submitted for the petition has been refunded to Deposit Account No. 50-4160.

The matter is being forwarded to Group Art Unit 2629 for consideration of the RCE filed October 24, 2007 (copy supplied on petition filed December 26, 2007).

Telephone inquiries regarding this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in black ink, appearing to read 'Cliff Congo' with a stylized flourish at the end.

Cliff Congo  
Petitions Attorney  
Office of Petitions